

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
BATESVILLE DIVISION

DERRIAN CARRUTHERS
Reg #14012-033

PLAINTIFF

v.

No: 1:19-cv-109-DPM

USA; D. HENDRIX, Warden, FCC;
N. BURKE, Manager, FCC; and
R. WHITE, Safety Manager, FCC

DEFENDANTS

ORDER

1. The Court withdraws the reference.

2. Motion, No 6, granted. FED. R. CIV. P. 41(a)(2). Carruthers's complaint will be dismissed without prejudice. The pending recommendation, No 3, is declined without prejudice as moot. An *in forma pauperis* appeal from this Order and accompanying Judgment would not be taken in good faith. 28 U.S.C. § 1915(a)(3).

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

19 December 2019